

IAP12 Rec'd PCT/PTO 25 APR 2007

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: OSAKA
Serial No.: 10/578,704
Filing Date: May 11, 2006
For: ENDOSCOPE DEVICE AND IMAGING METHOD
USING THE SAME
Attorney Docket No.: 060233.00030

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS
UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED
STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated States Designated/Elected Office (DO/EO/US) dated March 8, 2007 applicant is submitting herewith the required *Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.*

Also enclosed herewith is a copy of the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated States Designated/Elected Office (DO/EO/US) as requested.

Attached is a check in the amount of \$65.00 in payment of the surcharge for the late filing of the Declaration as required by the filing of this Response. The Commissioner is

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authorized to charge our Deposit Account No. 08-2789 for any additional fees or credit the account for any overpayments regarding this Response.

Respectfully submitted,

HOWARD & HOWARD ATTORNEYS, P.C.

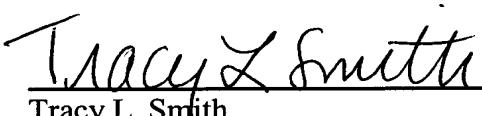
April 25, 2007

Date


Gregory D. DeGrazia, Reg. No. 48,944
The Pinehurst Office Center, Suite #101
39400 Woodward Ave.
Bloomfield Hills, MI 48304-5151
(248) 723-0325

CERTIFICATE OF EXPRESS MAILING

I hereby certify that the enclosed **Response to Notification of Missing Requirements** is being deposited with the United States Postal Service as Express Mail, postage prepaid, in an envelope as "Express Mail Post Office to Addressee," Mailing Label No. **EV695479245US** and addressed to **Mail Stop PCT**, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on **April 25, 2007**.


Tracy L. Smith



UNITED STATES PATENT AND TRADEMARK OFFICE

CPI/CPA GDD

060233.00030

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
|-----------------------------|-----------------------|------------------|
| 10/578,704 | Shoji Osaka | 60233-030 |

INTERNATIONAL APPLICATION NO.

PCT/JP04/16665

| I.A. FILING DATE | PRIORITY DATE |
|------------------|---------------|
| 11/10/2004 | 11/14/2003 |

CONFIRMATION NO. 3702
371 FORMALITIES LETTER



OC00000022785827

Due: 5-9-07

Howard & Howard Attorneys
39400 Woodward Ave Ste 101
Bloomfield Hills, MI 48304-5151

HOWARD & HOWARD
RECEIVED
MAR 09 2007
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Date Mailed: 03/08/2007

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 05/10/2006
- English Translation of the IA filed on 05/10/2006
- Copy of the International Search Report filed on 05/10/2006
- Information Disclosure Statements filed on 09/13/2006
- Request for Immediate Examination filed on 05/10/2006
- U.S. Basic National Fees filed on 05/10/2006
- Priority Documents filed on 05/10/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$65** for a Small Entity.

- \$65 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at **1-866-217-9197** or visit our website at <http://www.uspto.gov/ebc>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

VIRGINIA L IRBY

Telephone: (703) 308-9140 EXT 229

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/578,704 | PCT/JP04/16665 | 60233-030 |

FORM PCT/DO/EO/905 (371 Formalities Notice)